

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/534,089	05/06/2005	Jon Shipman	36692.00.0004	2450	
Vedder Price K	7590 01/30/2008 aufman & Kammholz	EXAMINER			
222 North LaSa	alle Street	· ,	HEWITT,	HEWITT, JAMES M	
Chicago, IL 60601			ART UNIT	PAPER NUMBER	
		•	3679		
				•	
			MAIL DATE	DELIVERY MODE	
			01/30/2008	PAPER	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)	_
10/534,089	SHIPMAN, JON	
Examiner	Art Unit	_
JAMES M. HEWITT	3679	

	JAMES M. HEWITT	3679	
The MAILING DATE of this communication appe	ars on the cover sheet with	the correspondence add	iress
THE REPLY FILED 14 January 2008 FAILS TO PLACE THIS A		-	
1. The reply was filed after a final rejection, but prior to or on this application, applicant must timely file one of the follow places the application in condition for allowance; (2) a No a Request for Continued Examination (RCE) in compliance time periods:	the same day as filing a Not ving replies: (1) an amendme tice of Appeal (with appeal fe	ice of Appeal. To avoid aba ent, affidavit, or other eviden ee) in compliance with 37 C	nce, which FR 41.31; or (3)
a) The period for reply expires 3 months from the mailing date b) The period for reply expires on: (1) the mailing date of this A no event, however, will the statutory period for reply expire to Examiner Note: If box 1 is checked, check either box (a) or (dvisory Action, or (2) the date se ater than SIX MONTHS from the b). ONLY CHECK BOX (b) WHE	mailing date of the final reject	ion.
TWO MONTHS OF THE FINAL REJECTION. See MPEP 70 Extensions of time may be obtained under 37 CFR 1.136(a). The date have been filed is the date for purposes of determining the period of extender 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b) NOTICE OF APPEAL	on which the petition under 37 C ension and the corresponding a chortened statutory period for rep than three months after the mai	mount of the fee. The appropri bly originally set in the final Off	riate extension fee ice action; or (2) as
 The Notice of Appeal was filed on A brief in comp filing the Notice of Appeal (37 CFR 41.37(a)), or any exter a Notice of Appeal has been filed, any reply must be filed AMENDMENTS 	nsion thereof (37 CFR 41.37)	(e)), to avoid dismissal of th	
 The proposed amendment(s) filed after a final rejection, l (a) They raise new issues that would require further cor (b) They raise the issue of new matter (see NOTE below 	nsideration and/or search (se		ecause
(c) They are not deemed to place the application in bet appeal; and/or	ter form for appeal by materi	ally reducing or simplifying	the issues for
(d) They present additional claims without canceling a NOTE: (See 37 CFR 1.116 and 41.33(a)).	corresponding number of fina	ally rejected claims.	
4. The amendments are not in compliance with 37 CFR 1.13	21. See attached Notice of N	on-Compliant Amendment	(PTOL-324).
5. Applicant's reply has overcome the following rejection(s)			(, , , , , , , , , , , , , , , , , , ,
 Newly proposed or amended claim(s) would be al non-allowable claim(s). 		arate, timely filed amendme	ent canceling the
7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is provided the status of the claim(s) is (or will be) as follows: Claim(s) allowed:		will be entered and an example will be entered and an example. will be entered and an example. will be entered and an example. will be entered and an example. will be entered and an example. will be entered and an example. will be entered and an example. will be entered and an example. will be entered and an example. will be entered and an example. will be entered an example. will be example. wil	explanation of
Claim(s) objected to: Claim(s) rejected:			
Claim(s) withdrawn from consideration: AFFIDAVIT OR OTHER EVIDENCE			
 The affidavit or other evidence filed after a final action, bu because applicant failed to provide a showing of good and was not earlier presented. See 37 CFR 1.116(e). 			
9. The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to of showing a good and sufficient reasons why it is necessary	vercome <u>all</u> rejections under and was not earlier present	appeal and/or appellant fa ed. See 37 CFR 41.33(d)(ils to provide a 1).
10. The affidavit or other evidence is entered. An explanation	n of the status of the claims a	after entry is below or attac	hed.
REQUEST FOR RECONSIDERATION/OTHER 11. The request for reconsideration has been considered bu	t does NOT place the applica	ation in condition for allowa	nce because:
Applicant's arguments are not persuasive.	(DTO/CD/00) Damar Na/a)		
 Note the attached Information Disclosure Statement(s). Other: 	r 10/30/00) Paper No(s)		
		JAMES M. H PRIMARY EX	HEWITT (AMINER